PROPOSED EXAMINER'S AMENDMENT

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently Amended) A tidal generator system comprising:

a containment tank;

a magnetic ring provided about said containment tank to rise and fall based on tidal actions;

a plate diaphragm provided within the containment tank with the magnetic ring around an edge of the containment tank to rise and fall by the force from said magnetic ring and to create a vacuum inside said containment tank;

a valve mechanism attached to said tank that allows a liquid to pass into said containment tank and to pass out of said containment tank by the created vacuum; and

a turbine/generator system to generate electrical energy based on the liquid passing through said valve mechanism.

2. (Canceled).

3. (Currently Amended) The tidal generator system of claim 1, wherein when the magnetic ring rises, the plate diaphragm rises and creates [[a]] the vacuum in the containment tank.

4. (Original) The tidal generator system of claim 3, wherein the vacuum draws the liquid through the valve mechanism such that the turbine/generator system generates the electrical energy.

5. (Previously Presented) The tidal generator system of claim 1, wherein when the magnetic ring lowers, the plate diaphragm lowers which forces accumulated liquid in the containment tank out through the valve mechanism such that the turbine/generator system generates the electrical energy.

6. (Original) The tidal generator system of claim 1, wherein the turbine/generator system includes a turbine device to turn based on the liquid passing through the valve mechanism.

7. (Original) The tidal generator system of claim 6, wherein the turbine/generator system further includes a generator device coupled to the turbine device to generate the electrical energy based on actions of the turbine device.

8. (Original) The tidal generator system of claim 1, further comprising a leveler system to adjust a position of the tidal generator system to a desired operational level.

9. (Original) The tidal generator system of claim 1, further comprising a delay mechanism to delay certain operations from tidal actions.

10. (Currently Amended) A tidal generator system comprising:

a containment tank;

a magnetic ring provided outside the containment tank;

a plate diaphragm provided in the containment tank to rise or fall based on movement of the magnetic ring and based on force from the magnetic ring outside the tank, and to create a vacuum inside the containment tank;

a valve system attached to the tank to pass water based at least on tidal actions and by the created vacuum; and

a turbine/generator system to generate electrical energy based on the water passing through said valve system.

11-~~14~~13. (Canceled).

14. (Currently Amended) The tidal generator system of claim [[13]] 10, wherein when the magnetic ring rises, the plate diaphragm rises and creates [[a]] vacuum in the containment tank.

15. (Original) The tidal generator system of claim 14, wherein the vacuum draws the water through the valve system such that the turbine/generator system generates the electrical energy.

16. (Currently Amended) The tidal generator system of claim [[13]] 10, wherein when the magnetic ring lowers, the plate diaphragm lowers which forces water in the containment tank out through the valve system such that the turbine/generator system generates the electrical energy.

17. (Original) The tidal generator system of claim 10, wherein the turbine/generator system includes a turbine device to turn based on the water passing through the valve system.

18. (Previously Presented) The tidal generator system of claim 17, wherein the turbine/generator system further includes a generator device coupled to the turbine device to generate the electrical energy based on actions of the turbine device.

19. (Original) The tidal generator system of claim 10, further comprising a leveler system to adjust a position of the tidal generator system to a desired operational level.

20. (Original) The tidal generator system of claim 10, further comprising a delay mechanism to delay certain operations from tidal actions.

21. (Currently Amended) A method of generating electrical energy comprising:

moving an outer magnetic ring about a containment tank based on tidal actions of water;

moving a diaphragm within the containment tank ~~based on~~ by the movement of the outer magnetic ring and creating a vacuum inside the containment tank;

allowing water to pass through a valve system attached to the tank based on movement of the diaphragm; and

generating electrical energy based on the water passing through the valve system.

22. (Canceled).

23. (Currently Amended) The method of claim [[22]] 21, wherein when the outer magnetic ring moves up, [[a]] the vacuum ~~is created to pass~~ passes the water into the containment tank.

24. (Currently Amended) The method of claim 22, wherein when the outer magnetic ring moves down, the water in the containment tank passes out through the valve system.

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